

Form PTO-1449 (MODIFIED)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 046585/0138	SERIAL NO. 09/825,989 <i>Unassigned</i>
INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)		APPLICANT Jed FAHEY et al.	
		FILING DATE April 5, 2001	GROUP ART UNIT Unassigned

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
FK		5,725,895	3/98	Fahey et al.	426	49	
FK		5,411,986	5/95	Cho et al.	514	514	

FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION	
							YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

FK	A3	The Sproutletter, Number 25, Nov. - Dec. 1984.
	A4	"The Sproutletter" May-June 1981, No. 4.
	A5	Roy Bruder, Ph.D., Discovering Natural Foods, (including pgs.203-209), Woodbridge Press, 1982.
	A6	Brian R. Clement, Hippocrates Health Program, (including pgs 7-11), Hippocrates Publications, 1989.
FK	A7	Jethro Kloss, The Back to Eden Cookbook, pgs. 61-61, Woodbridge Press, 1974.

EXAMINER Krass, Frederick	DATE CONSIDERED 7/18/07
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* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.

Form PTO-1449 (MODIFIED)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 046585/0138		SERIAL NO. <u>09/825,789</u> Unassigned	
INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)				APPLICANT Jed FAHEY et al.			
				FILING DATE April 5, 2001		GROUP ART UNIT Unassigned	
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
FL	A8	Steve Meyerowitz, Sproutmann Kitchen Garden Cookbook, The Sprouthouse, Inc., pgs. 178-179, 290, 1994.					
	A9	Steve Meyerowitz, Sprout It, One week from Seed to Salad, The Sprouthouse, Inc., (including pgs. 84-85, 120-123), June 1994.					
	A10	Steve Meyerowitz, The Complete Guide to Sprouting, Sprouts The Miracle Food, Sproutman Publications, (including pgs. 121-2), May 1998.					
	A11	Esther Munroe, Sprouts to Grow and Eat, (including pgs. 2-15), Dec. 1974.					
	A12	Jean Hewitt, The New York Times "New Natural Foods Cookbook", Avon Books, pgs. 200-203, 1982.					
	A13	Martha H. Oliver, Add a Few Sprouts To Eat Better for Less Money, Pivot Original Health Books, (including pgs. 52-53, 118-119), 1975.					
	A14	James C. Schmidt, Horticulture Facts, "Growing Sprouts Indoors", (Rev. 4/81). (1981).					
	A15	Angnes Toms, The Joy of Eating Natural Foods, The Complete Organic Cookbook, pgs. 318-319, Nov. 1971.					
	A16	Karen Cross Whyte, The Complete Sprouting Cookbook, Troubador Press, (including pgs. 57-59), 1973.					
	A17	Ann Wigmore, The Sprouting Book, Avery Publications, (including pgs. 29-37), 1986.					
	A18	Debra Schwarze, Growing Sprouts, Neb Guide, Jan. 1989.					
	A19	John Tobe, Sprouts Elixir of Life", 1970.					
	A20	Alicia Bay Laurel, "Living on the Earth" a Vintage Book. (1980).					
↓	A21	David Ehrlich with George Wolf, Foreward by Peter Albright, M.D., "The Bowell Book", Schocken Books, 1981.					
FL	A22	"The Good News Sprouts Recipe Book" ISGA, Aug. 1992.					
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
Fk	A23	Ann Wigmore, "The Hippocrates Diet and Health Program", Avery Publications, 1984.					
	A24	Sprouting Publications Oahspe Foundation, Health and Sprouting Supplies. (1982).					
	A25	Sproutletter, #41, Summer, 1989.					
	A26	The Sproutletter, Number 27, March-April 1985.					
	A27	Steve Meyerowitz, Growing Vegetables Indoors", 1983.					
	A28	The Sproutletter, Number 24, Sept.-Oct. 1984.					
	A29	The Sproutletter, Issue 33, Spring 1987.					
	A30	The Sproutletter, Number 28, May-June 1985.					
	A31	The Sproutletter, Number 26, Jan-Feb 1985.					
	A32	Sprouting Publications, Health and Sprouting Supplies. (1982).					
	A33	The Sproutletter, Number 29, July - August 1985.					
	A34	Sproutletter, #40, Spring, 1989.					
	A35	The Sproutletter, Number 32, Summer. (1985).					
	V	A36	Sproutletter, #44, March 1991.				
Fk		A37	Sproutletter, #36, Winter, 1987-88.				
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INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)		APPLICANT Jed FAHEY et al.	
		FILING DATE April 5, 2001	GROUP ART UNIT Unassigned

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

FK	A38	Sproutletter, #39, Fall, 1988.
	A39	Sproutletter, #43, May/June 1990.
	A40	Sproutletter, #38, Summer, 1988.
	A41	Sprouting Publications Health and Sprouting Supplies. (1988)
	A42	Spring Sale for Members Only. (1988)
	A43	The Sproutletter, A newsletter of useful and unusual information on sprouts, raw foods and nutrition. (1987)
	A44	The Sproutletter, #31, Winter. (1988)
	A45	Deirdre Purdy, ed., The Summer Kitchen, A Farmers' Market Cookbook, 1981.
	A46	Viktoras Kulvinskas, M.S. Co-Director Hippocrates Health Institute, "Love Your Body or how to be a live food lover", 1974.
	A47	The Sprout House Article from Newspaper. (1988)
	A48	New Prices - New Products, July 1985 order form.
	A49	Steve Meyerowitz, Indoor Vegetable Kit, The Sprout House. (1985)
	A50	The Sprout House Newsletter, Issue #15, August, 1992.
	A51	Sproutman's Exotic Seeds for Sprouting 100% Organically Grown Order Form. (1985)
FK	A52	Complaint for Patent Infringement (Brassica Protection Products, LLC v. The Sproutman, Inc. dated September 20, 1999.

Examiner

Krass, Frederick

Date Considered

7/18/07

Form PTO-1449 (MODIFIED)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 046585/0138	SERIAL NO. <u>07825,987</u> <u>Unassigned</u>	
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		FILING DATE April 5, 2001	GROUP ART UNIT Unassigned	
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)				
	A53	Murry Tizer's Answer, Affirmative Defenses and Counterclaims dated June 28, 1999		
	A54	The Sproutman, Inc.'s Answer, Affirmative Defenses and Counterclaims dated June 28, 1999		
	A55	Request for Reexamination of U.S. Patent No. 5,725,895 filed October 11, 1999		
	A56	Sprout it! One Week From Seed to Salad, Steve Meyerowitz (The Sprout House, Inc., Great Barrington, MA),. Pages 20-21, 58, 85-86, 120-123, 1993.		
	A57	Munroe, E., Sprouts to Grow and Eat, the Steven Greene Press, (1974), pp. 2-9 and 14-15		
	A58	Schmidt, James C., Growing Sprouts Indoors, Cooperative Extension Service of the University of Illinois at Urbana-Champaign, College of Agriculture (1984) (pamphlet)		
	A59	Whyta, K.C., The Complete Sprouting Cookbook, Troubador Press (1983), pp 10-16, 57-60		
	A60	The Sprout House cookbook, Steve Meyerowitz (The Sprout House, Inc. Great Barrington, MA 1983), pages 20-21, 85, 120-123.		
	A61	The Good New Sprouts Recipe Book, International Sprout Growers Association, pp. 1-8, August 1992. Posner et al., "Design and Synthesis of Bifunctional Isothiocyanate Analogs of Sulforaphane."		
	A62	Posner et al., "Design and Synthesis...and potency as Inducers of Anticarcinogenic Detoxication Enzymes", Journal of Medicinal Chemistry, Vol. 37, No. 1, pp. 170-175, 1994		
	A63	Zhang et al., "A major inducer of Anticarcinogenic protective enzymes from broccoli; isolation And education of structure", Proc. Natl. Acad. Sci. USA, Vol. 89, pp. 2399-2403, March 1992.		
	A64	Prochaska et al. "Rapid detective of inducers of enzymes that protect against carcinogens", Proc. Nat'l. Sci. USA Vol. 89, pp. 2394-2388, March 1992		
	A65	Zhang et al., "Anticarcinogenic activities of sulforaphane and structurally related synthetic norbomyl isothiocyanates", Proc. Natl. Sci. USA, Vol. 91, pp. 3147-3150, April 1994.		
	A66	Prochaska et al., "Regulatory Mechanisms of Monofunctional and Bifunctional Anticarcinogenic Enzyme, Inducers in Murine Liver,; Cancer Research Vol. 48, pp. 4776-4782, September 1988.		
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FLK	A67	Prochaska et al., "Direct Measurement of NAD(P)H: Quinone Reductase from Cells Cultured in Microtiter Wells: A Screening Assay for...Inducers", analytical Biochemistry, Vol. 169, pp. 328-336, 1988.			
	A68	Beecher, "Cancer prevention properties of varieties of Brassica oleracea: a review 1-3", Am J. Clin. Nutr.: 59 (suppl.) pp. 1166 s-1170s, 1994.			
	A69	Presters et al., "Chemical and molecular regulation of enzymes that detoxify carcinogens", Proc. Natl. Acad. Sci. USA, Vol. 90, pp. 2965-2969, April 1993.			
	A70	Zhand et al., "Anticarcinogenic Activities of Organic Isothiocyanates: Chemistry and Mechanisms", Cancer Research suppl., 54, pp. 1976s-1981s, April 1, 1994.			
	A71	Talay, "The role of Enzyme Induction in Protection Against Carcinogenesis", Cancer Chemoprevention, pp. 469-478, 1992.			
	A72	Pretera et al., "The Electrophile Counterattack Response: Protection Against Neoplasia and Toxicity", Advan. Enzyme Regul., vol. 33, pp. 281-296, 1993.			
	A73	Masilungan et al., "Screening of Philippine Medicinal Plants for Anticancer Agents using CCNSC "Protocols", Cancer Chemotherapy Reports (Part 2) Vol. 2, No.1, pp. 135-140, April 1971.			
	A74	Polasa et al., "Cancer preventive properties of varieties of Brassica oleracea: A review Source", American Journal of Clinical Nutrition 59 (5 Suppl), 1994.			
V FLK	A75	Patent Abstract of Japan Sect. No. 305, Vol. 9, No. 2371, p.2, September 1985.			
	A76	Barrett et al., "Protective Effect of Cruciferous Seed Meals Against Mouse Colon Cancer", Cereal Foods World 613, Vol. 39, No. 8, pp. 613, August 1994.			
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